

In re the marriage of:

_____,
PETITIONER

and

_____,
RESPONDENT

(Mark only one with an X)

- ☐ STATE OF WISCONSIN is NOT a party
☐ STATE OF WISCONSIN IS a party

Affidavit for Temporary Order With Minor Children

Case # _____

(Mark only one with an X)

- ☐ Divorce-40101
☐ Legal Separation-40201

STATE OF WISCONSIN)
)SS
WAUKESHA COUNTY)

_____, being first duly sworn, states as follows:
(Your Name)

Section A

1. I am the ☐ PETITIONER or ☐ RESPONDENT in the above-entitled action.
2. ☐ I believe my legal rights will be jeopardized if the court does not enter a Temporary Order, during the waiting period of the action, concerning the applicable issues generally set forth in sec. 767.23 Wis. Stats., and more specifically set forth in my request for a hearing before the Family Court Commissioner.
3. ☐ My spouse and I have not agreed on a temporary financial arrangement for the time during which this action is pending.
4. ☐ It is in my best interest and the best interests of our minor child(ren), that my spouse be required to leave our household because I fear my emotional and/or physical health and well-being will be jeopardized if my spouse is allowed to continue to live in the same household with me.

Section B

I REQUEST that a hearing be held and a temporary order entered according to the provisions of sec. 767.23, Wis. Stats., as follows: (Mark all that apply with an X)

1. Awarding: (Mark only one with an X)
 - ☐ **Both parties** temporary joint legal custody of the minor child(ren).
 - ☐ **Me** ☐ **My spouse** temporary sole legal custody of the minor child(ren).
2. Allocating: (Mark only one with an X)
 - ☐ **Both parties** periods of physical placement, of the minor child(ren).
 - ☐ **Me** ☐ **My spouse** temporary primary physical placement of the minor child(ren).
3. ☐ Prohibiting the removal of the minor child(ren) from the jurisdiction of the court.
4. ☐ Restraining both spouses from interfering with the other's parental rights in any way.
5. ☐ Requiring my spouse to pay support and health insurance for the minor child(ren).
6. ☐ Requiring my spouse to pay maintenance.
7. ☐ Requiring my spouse to pay the expenses and attorney fees incurred by me in bringing this action.
8. ☐ Requiring both spouses to pay the debts or perform other actions in relation to the persons or property of the parties.
9. ☐ Prohibiting both spouses from disposing of assets within the jurisdiction of the court.
10. ☐ Requiring my spouse not to hold me liable for taxes on taxable income of the parties under the management or control of the other spouse.
11. ☐ Requiring my spouse to move out of the household of the parties and restraining my spouse from entering the residence occupied by me, except as mutually agreed upon for purposes of exercising placement.

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12. ☐ Requiring an immediate automatic income assignment for child support, maintenance, family support, or the annual receiving and disbursing fee pursuant to sec. 767.265, Wis. Stats.
13. ☐ Restraining both parties from imposing any restraint upon, molesting, or interfering with the personal liberty of the other party.
14. ☐ Ordering such further relief as the court or Family Court Commissioner may deem just and reasonable under the circumstances.

signed, _____
PETITIONER/RESPONDENT (Cross out one)

Subscribed and sworn to before me

this _____ day of _____, 20____.
(Day) (Month) (Year)

Notary Public, State of Wisconsin

My commission expires: _____